

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity)**

Docket No. *7/10/04*  
NEC 444 *IFW*

In Re Application Of: ITO

OCT 18 2004  
PATENT & TRADEMARK OFFICE

Application No.  
09/735,005

Filing Date  
December 12, 2000

Examiner  
Gebremariam, Samuel A.

Customer No.  
27667

Group Art Unit  
2811

Confirmation No.  
3384

Invention: SEMICONDUCTOR DEVICE HAVING DUMMY GATES AND ITS MANUFACTURING METHOD

COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated June 16, 2004 finally rejecting Claim(s) 37-40 and 42-47

The fee for this Notice of Appeal is: \$300.00

- ☐ A check in the amount of the fee is enclosed.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☐ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 08-1391
- ☒ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

10/19/2004 JADD01 00000078 081391 09735005

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*Norm Soloway*  
Signature

Dated: October 15, 2004

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on  
October 15, 2004

(Date)

*SESAB*

Signature of Person Mailing Correspondence

Shauna Bronson

Typed or Printed Name of Person Mailing Correspondence

CC: